



## **BUREAU OF AUTOMOTIVE REPAIR**

### **BAR Advisory Group Meeting**

DeAnza College, Cupertino, CA

**Tuesday, May 16, 2006**



### **MEETING NOTES**

#### **♦ Advisory Group Members in Attendance:**

Lou Anapolsky

Jim Custeau  
George Hritz

Shelly Nolder

#### **♦ BAR Staff in Attendance:**

Dennis Kenneally  
James Goldstene  
Kate McGuire

Rick Fong  
Wayne Ramos  
Debbie Romani

George Adelsperger  
Lloyd Tanimasa  
Judy Cabral

#### **♦ Welcoming Remarks and Introductions:**

BAR Assistant Chief Dennis Kenneally called the meeting to order at 9:30 a.m. Advisory Group members and guests introduced themselves.

#### **♦ Agenda Item: BAR Registration Enforcement (Wayne Ramos, CPO Program Manager)**

Unlicensed activity at BAR is handled primarily by the Registration Enforcement Unit (REU). This unit was established 10 years ago to achieve compliance with registration requirements from unlicensed entities.

The REU staff contacts over 750 unlicensed entities per month. During these contacts, they advise and educate on the need for licensing. (PowerPoint presentation is available upon request.)

#### **♦ Agenda Item: Chief's Updates (Assistant Chief Dennis Kenneally)**

##### **BAR Outreach**

Since Gil DeLuna was unable to attend the meeting, Deputy Chief Goldstene reported on the following upcoming events:

May 18	El Concilio event in Modesto
May 19-21	Artichoke Festival in Castroville
May 26-29	Sacramento County Fair at Cal Expo
May 31	CA ARB Enforcement Symposium in San Diego
June 8	Valley CAN- Business Expo/car-crushing event in Fresno

Mr. DeLuna and staff are also moving forward with the new Outreach plan.

##### **Legislation/Regulations**

Deputy Chief James Goldstene provided a legislative and regulatory update.

### Consumer Assistance Program (CAP)

CAP will repair nearly 40,000 vehicles and retire approximately 15,000 this year.

Gold Shield Station renewal contracts have been sent out and will begin July 1, 2006.

### Technician Advisory Update

George Adelsperger, Smog Check Technical Services, explained the Request for Proposal (RFP) for referee services has been pulled back and the Foundation for California Community Colleges (FCCC) contract for referee services will be extended through June 2007.

Update Training for BAR certified instructors or licensed technicians will begin this summer for licenses expiring January 2007 and beyond. License renewal notices are sent five months before expiration.

Technical Services is currently working on an Occupational Analysis for licensed technicians and a contract for technician examination administration.

Since Update Training material can become dated quickly, Mr. Adelsperger encouraged technicians to take update classes as soon as they are available.

#### ◆ **Agenda Item: Ombudsman (Rick Fong)**

Rick Fong reported one of the most recent concerns received is how SB 1492 will affect the auto body industry. Speier's SB 1492 would establish an expedited complaint resolution process in the Department of Insurance.

Mr. Fong received the following feedback/questions/concerns from the Fuel Evap Workshops provided by BAR:

- The opportunity to attend workshops and the attendance at the workshops by BAR Chief Ross and DCA Director Zettel was very much appreciated by industry.
- A major concern is the return on the investment made for the evap-testing machine.
- Why is it necessary for Test-Only stations to purchase a machine?
- How extensive is the training needed to use the new machine?
- What type of damage can be done to the vehicle during the test?
- The location of the canister and line can be a problem.
- What is the justification for the program?
- How is the fleet being identified and what portion of the fleet will receive a waiver?

#### ◆ **Agenda Item: Bay Area Air Quality Management District (BAAQMD) (Jack Colbourn, Dir. Of Outreach & Incentives)**

Mr. Colbourn stated that BAAQMD is the second largest air quality management district in the world, first largest is the South Coast Air Quality Management District (SCAQMD). They are working toward becoming a whole air quality district to regulate federal and state criteria of pollutants. These pollutants would be stationary sources (i.e. paints, wood smoke, etc.) as well as vehicle emissions.

Jack presented a slide show giving an overview of current and proposed outreach events and incentives for assisting in the reduction of vehicle emissions. (PowerPoint presentation is available upon request.)

♦ **Agenda Item: Enforcement Monitor (David Howe)**

David Howe, the BAR Enforcement Monitor, explained his preliminary findings and recommendations.

1. Mr. Howe did not believe that an arbitration program to enhance outcomes of mediations for workmanship disputes for BAR would be worthwhile. The reason being that the administration cost would outweigh the repair value.
2. To improve ARDs understanding of fraud Mr. Howe recommended the implementation of mandatory service writer training and certification program.
3. To implement annual technical conferences for shop management software publishers and offer technical reviews of software products on request was his recommendation to improve compliance with invoice/workorder requirements.
4. Consider promulgating standards for diagnosing and documenting brake repairs.
5. Amending the Auto Repair Act to include a statute of limitations for CPO filings would help ensure effective investigations.
6. Additional areas of inquiry were:
  - Program Rep Training
  - Adjudication Timelines
  - Unlicensed Activity Enforcement
  - Non-adopt Policies
  - Minimum penalties for documentation violations
7. The Enforcement Monitor will have the Second Report completed the end of May and will provide a Follow-up Report in fall 2006.

(PowerPoint presentation is available upon request.)

♦ **Agenda Item: General Public Comments**

Appreciation for the good balance in direction from BAR was expressed. Industry used to feel that BAR's direction was toward the "hard hammer" of enforcement only. But now BAR's direction appears to be moving back toward the middle, taking in consideration of both consumers and industry.

♦ **Meeting Adjourned:**

1:30 p.m.

♦ **Next Meeting Date:**

9:30 a.m. to 3:00 p.m., Monday, July 10, 2006, at Contractor's State Licensing Board, Sacramento